HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 258 OF 2007.
IN
CRIMINAL APPEAL NO. 1239 OF 2002.

Jagruti Vasant Deshmukh. ..Applicant.
Versus.
Prashant Gajanan Patil & Anr. ..Respondents.

Mrs. M. M. Deshmukh, A.P.P. for the State.

CORAM: S. B. MHASE &
SMT. NISHITA MHATRE, JJ.

DATE: MARCH 8, 2007.

P.C.

1. Learned counsel for the applicant is absent. This is application by the victim of the offence under section 376, namely, the prosecutrix, for claiming an amount of compensation, while respondent-accused was punished he was directed to pay a fine of Rs.5,000/- along with imprisonment for life on count of offence punishable under sections 376, 377, etc., He was also convicted under section 377 for 10 years and fine of Rs.10,000/-. That fine amount is directed to be paid to the prosecutrix by the convicting Court. By this application the prosecutrix is claiming the said amount. However, the appeal is yet pending and in case the appeal is allowed the amount will have to be returned to the appellant - accused. Therefore, at this stage it is not possible to pay this amount to the prosecutrix. The application is rejected at this stage.

(SMT. NISHITA MHATRE, J.) (S.B.MHASE, J.)